

FILED  
7/26/22 9:19 am  
CLERK  
U.S. BANKRUPTCY  
COURT - WDPA

IN THE UNITED STATES BANKRUPTCY COURT  
FOR THE WESTERN DISTRICT OF PENNSYLVANIA

IN RE:

Brian Stanfield Chandler

Case No. 21-22707-JAD

Chapter 13

Debtor(s).

Related to Doc. Nos. 21 & 62

Doc. # 65

STIPULATED ORDER MODIFYING PLAN

WHEREAS, this matter is being presented to the Court regarding

*[ONLY PROVISIONS CHECKED BELOW SHALL APPLY]:*

- ☐ a motion to dismiss case or certificate of default requesting dismissal
- ☒ a plan modification sought by: The Trustee to correct a scrivener's error in the drafting of the Confirmation Order
- ☐ a motion to lift stay  
as to creditor \_\_\_\_\_
- ☐ Other: \_\_\_\_\_

WHEREAS, the parties having agreed to settle the matter above conditioned on the terms herein, based on the records of the Court, and the Court being otherwise sufficiently advised in the premises; and there being no adverse impact upon other parties by way of this action, thus no notice is required to be given; now therefore

IT IS HEREBY ORDERED that the

*[ONLY PROVISIONS CHECKED BELOW SHALL APPLY]*

- ☒ Chapter 13 Plan dated January 4, 2022
- ☐ Amended Chapter 13 Plan dated \_\_\_\_\_

is modified as follows:

*[ONLY PROVISIONS CHECKED BELOW SHALL APPLY]*

- ☐ Debtor(s) Plan payments shall be changed from \$ \_\_\_\_\_ to \$ \_\_\_\_\_ per \_\_\_\_\_, effective \_\_\_\_\_; and/or the Plan term shall be changed from \_\_\_\_\_ months to \_\_\_\_\_ months.


- ☐ In the event that Debtor(s) fail(s) to make any future Chapter 13 Plan payments, the Trustee or a party in interest may file with the Court and serve upon Debtor(s) and Debtor(s)' Counsel a notice of default advising the Debtor(s) that they have 30 days from the service of the notice in which to cure any and all defaults in payments. If Debtor(s) fail(s) to cure the defaults in payments after having been provided notice under the provision of this Stipulated Order, then the Trustee or a party in interest may submit an Order of Dismissal to the Bankruptcy Court along with an affidavit attesting to a failure to make Plan payments, and the proceedings or case may thereafter be dismissed without prejudice and without further hearing or notice.
- ☐ Debtor(s) shall file and serve \_\_\_\_\_ on or before \_\_\_\_\_.
- ☐ If any of the foregoing is not completed by the date specified, the case may be dismissed without prejudice without further notice or hearing upon the filing by the Trustee of an Affidavit of Non-Compliance.
- ☐ If any of the foregoing is not completed by the date specified, the automatic stay as to the property described as \_\_\_\_\_ may be lifted without further notice or hearing upon the filing by the Creditor herein of an Affidavit of Non-Compliance.
- ☒ Other: Lendmark Financial Services (Claim #3) shall govern at 5% interest with payment to be determined by the Trustee.

**IT IS FURTHER ORDERED** that to the extent any creditor opposes the relief contained herein, such creditor must file an objection to the same within fourteen (14) days hereof. Should such an objection be timely filed, the Court shall conduct a *de novo* hearing regarding the appropriateness of this Stipulated Order. Should no objection be timely filed, this Stipulated Order shall be deemed final without further notice and/or opportunity for a hearing.

**IT IS FURTHER ORDERED** that in all other respects, the Plan and Order Confirming Plan shall remain in full force and effect. The filing party represents to the Court that all affected parties have been notified.

*[Remainder of Page Intentionally Left Blank]*

SO ORDERED, this 26th day of July, 2022

  
jsf  
United States Bankruptcy Judge  
Jeffery A. Deller

Stipulated by:

/s/ P. William Bercik  
P. William Bercik (PA I.D. #59174)  
Counsel to Debtor  
Law Offices of P. William Bercik  
210 Grant Street, Suite 200  
Pittsburgh, PA 15219  
412-471-2587  
[pwilliambercik@cs.com](mailto:pwilliambercik@cs.com)

Stipulated by:

/s/ Owen W. Katz  
Owen W. Katz (PA I.D. #36473)  
Counsel to Chapter 13 Trustee  
Office of the Chapter 13 Trustee  
Suite 3250, U.S. Steel Tower  
600 Grant Street  
Pittsburgh, PA 15219  
412-471-5566  
[okatz@chapter13trusteewdpa.com](mailto:okatz@chapter13trusteewdpa.com)

Stipulated by:

/s/ Craig H. Fox  
Craig H. Fox (PA I.D. #49509)  
Counsel to Lendmark Financial Services, LLC  
700 E. Main Street, Suite 200  
Norristown, PA 19401  
610-275-7990  
[cfox@foxandfoxlaw.com](mailto:cfox@foxandfoxlaw.com)

cc: All Parties in Interest to be served by Clerk

In re:  
Brian Stanfield Chandler  
Debtor

Case No. 21-22707-JAD  
Chapter 13

## CERTIFICATE OF NOTICE

District/off: 0315-2  
Date Rcvd: Jul 26, 2022

User: auto  
Form ID: pdf900

Page 1 of 3  
Total Noticed: 31

The following symbols are used throughout this certificate:

Symbol	Definition
+	Addresses marked '+' were corrected by inserting the ZIP, adding the last four digits to complete the zip +4, or replacing an incorrect ZIP. USPS regulations require that automation-compatible mail display the correct ZIP.
##	Addresses marked '##' were identified by the USPS National Change of Address system as undeliverable. Notices will no longer be delivered by the USPS to these addresses; therefore, they have been bypassed. The debtor's attorney or pro se debtor was advised that the specified notice was undeliverable.

**Notice by first class mail was sent to the following persons/entities by the Bankruptcy Noticing Center on Jul 28, 2022:**

Recip ID	Recipient Name and Address
db	+ Brian Stanfield Chandler, 419 31st Street, McKeesport, PA 15132-7143
15444177	+ Charles A. DeWalt Jr., 1907 Pennsylvania Avenue, West Mifflin, PA 15122-3916
15441903	Credit One Bank, P.O. Box 50500, City of Industry, CA 91716-0500
15441904	Duquesne Light Company, PO Box 371324, Pittsburgh, PA 15250-7324
15444179	+ Eric McDonnough, 146 Gourse Drive, Elizabeth, PA 15037-2312
15444180	+ Jhon Beckinger, 735 Delaware Avenue, Glassport, PA 15045-1537
15444183	+ Kimberly A. Bodnar, 304 Roass Street, Suite 701, Pittsburgh, PA 15219-2122
15441906	Lendmark Financial Services, 198 W. Chestnut Street, Washington, PA 15301-4423
15441907	Lendmark Financial Services, PO Box 735421, Atlanta, GA 30374-5321
15460903	+ Lendmark Financial Services, LLC, c/o Craig H. Fox, Esquire, Fox and Fox Attorneys at Law, P.C., 700 E. Main Street, Suite 200 Norristown, PA 19401-4122
15441909	MOHELA, 633 Sprint Drive, Chsterfield, OH 63005-1243
15444181	Mathew Duik, 36 N. 3rd Street, Alverda, PA 15710
15441908	+ McKeesport City Treasurer, 500 5th Avenue 1st Floor, McKeesport, PA 15132-2527
15441910	+ Municipal Authority of Westmoreland County, PO Box 800, Greensburg, PA 15601-0800
15441912	Pennsylvania American Water, PO Box 371412, Pittsburgh, PA 15250-7412
15441911	Peoples Gas, PO Box 644760, Pittsburgh, PA 15264-4760
15441914	+ Romano, Garubo & Argentieri, ATTN: Emmanuel J. Argentieri, Esquire, 52 Newton Avenue, PO BOX 456, Woodbury, NJ 08096-7456
15441915	+ Rushmore Loan Management Services, PO Box 514707, Los Angeles, CA 90051-4707

TOTAL: 18

**Notice by electronic transmission was sent to the following persons/entities by the Bankruptcy Noticing Center.**

Electronic transmission includes sending notices via email (Email/text and Email/PDF), and electronic data interchange (EDI). Electronic transmission is in Eastern Standard Time.

Recip ID	Notice Type: Email Address	Date/Time	Recipient Name and Address
cr	+ Email/Text: jdryer@bernsteinlaw.com	Jul 27 2022 00:02:00	Duquesne Light Company, c/o Bernstein-Burkley, P.C., 601 Grant Street, 9th Floor, Pittsburgh, PA 15219-4430
cr	+ Email/Text: ebnpeoples@grblaw.com	Jul 27 2022 00:02:00	Peoples Natural Gas Company LLC, GRB Law, 525 William Penn Place, Suite 3110, Pittsburgh, PA 15219-1753
15441902	Email/PDF: creditonebknotifications@resurgent.com	Jul 27 2022 00:07:30	Credit One Bank, NA, P.O. Box 98873, Las Vegas, NV 89193-8873
15441905	Email/Text: bncnotifications@pheaa.org	Jul 27 2022 00:02:00	Fedloan Servicing, U.S. Department of Education, P.O. Box 69184, Harrisburg, PA 17106-9184
15445880	Email/Text: ktramble@lendmarkfinancial.com	Jul 27 2022 00:02:00	Lendmark Financial Services, LLC, 2118 Usher St., Covington, GA 30014
15443534	Email/PDF: resurgentbknotifications@resurgent.com	Jul 27 2022 00:07:31	LVNV Funding, LLC, Resurgent Capital Services, PO Box 10587, Greenville, SC 29603-0587
15444182	Email/Text: EBN@Mohela.com	Jul 27 2022 00:02:00	US Department of Education, c/o Mohela, PO Box 790233, St Louis, MO 63005-1243
15458877	Email/Text: EBN@Mohela.com		

District/off: 0315-2

User: auto

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		Jul 27 2022 00:02:00	US Department of Education/MOHELA, 633 Spirit Drive, Chesterfield MO 63005
15441913	Email/Text: csc.bankruptcy@amwater.com	Jul 27 2022 00:02:00	Pennsylvania American Water, PO Box 578, Alton, IL 62002-0578
15447053	Email/Text: RVSVCBICNOTICE1@state.pa.us	Jul 27 2022 00:02:00	Pennsylvania Department of Revenue, Bankruptcy Division PO Box 280946, Harrisburg, PA 17128-0946
15444737	+ Email/Text: ebnpeoples@grblaw.com	Jul 27 2022 00:02:00	Peoples Natural Gas Company LLC, c/o GRB Law, 525 William Penn Place, Suite 3110, Pittsburgh, PA 15219-1753
15441916	Email/Text: bkenotice@rushmorelm.com	Jul 27 2022 00:02:00	Rushmore Loan Management Services LLC, Customer Care Department, PO Box 55004, Irvine, CA 92619-5004
15460538	Email/Text: bkenotice@rushmorelm.com	Jul 27 2022 00:02:00	U.S. Bank National Association, Trustee, for the RMAC Trust, Series 2016-CTT, c/o Rushmore Loan Management Services, P.O. Box 52708, Irvine, CA 92619-2708

TOTAL: 13

## BYPASSED RECIPIENTS

The following addresses were not sent this bankruptcy notice due to an undeliverable address, \*duplicate of an address listed above, \*P duplicate of a preferred address, or ## out of date forwarding orders with USPS.

Recip ID	Bypass Reason	Name and Address
cr		DLJ Mortgage Capital, Inc.
cr		U.S. Bank National Association, not in its individ
cr	*+	Lendmark Financial Services, LLC, c/o Craig H. Fox, Esquire, Fox and Fox Attorneys at Law, P.C., 700 E. Main Street, Suite 200, Norristown, PA 19401-4122
15444178	##+	Charles Finnigan, Deceased, c/o Kimberly Ann Finnigan, 235 East Garden Road, Pittsburgh, PA 15227-3103

TOTAL: 2 Undeliverable, 1 Duplicate, 1 Out of date forwarding address

## NOTICE CERTIFICATION

I, Gustava Winters, declare under the penalty of perjury that I have sent the attached document to the above listed entities in the manner shown, and prepared the Certificate of Notice and that it is true and correct to the best of my information and belief.

Meeting of Creditor Notices only (Official Form 309): Pursuant to Fed .R. Bank. P.2002(a)(1), a notice containing the complete Social Security Number (SSN) of the debtor(s) was furnished to all parties listed. This official court copy contains the redacted SSN as required by the bankruptcy rules and the Judiciary's privacy policies.

Date: Jul 28, 2022

Signature: /s/Gustava Winters

## CM/ECF NOTICE OF ELECTRONIC FILING

The following persons/entities were sent notice through the court's CM/ECF electronic mail (Email) system on July 26, 2022 at the address(es) listed below:

Name	Email Address
Brian Nicholas	on behalf of Creditor DLJ Mortgage Capital Inc. bnicholas@kmlawgroup.com
Craig H. Fox	on behalf of Creditor Lendmark Financial Services LLC cfox@foxandfoxlaw.com, bankruptcy@foxandfoxlaw.com;foxandfoxattorneysatlaw@gmail.com
Emmanuel J. Argentiari	on behalf of Creditor U.S. Bank National Association not in its individual capacity, but solely as Trustee for the RMAC Trust, Series 2016-CTT bk@rgalegal.com

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Keri P. Ebeck

on behalf of Creditor Duquesne Light Company kebeck@bernsteinlaw.com jbluemle@bernsteinlaw.com

Office of the United States Trustee

ustpreion03.pi.ecf@usdoj.gov

Paul William Bercik

on behalf of Debtor Brian Stanfield Chandler pwilliambercik@cs.com pwilliambercik@yahoo.com

Ronda J. Winnecour

cmecf@chapter13trusteedpa.com

S. James Wallace

on behalf of Creditor Peoples Natural Gas Company LLC ccfpeoples@grblaw.com PNGbankruptcy@peoples-gas.com

TOTAL: 8